

STATEMENT OF SUBSTANCE OF INTERVIEW

Applicant's undersigned representative contacted Examiner Paul McCord on February 19, 2009 by telephone to discuss the status of the claims for the present application.

During the interview, the rejection of claims 6-12 under 35 U.S.C. § 101 was discussed. The Examiner indicated that amending claims 6 and 10 to recite, *inter alia*, "[a] method of managing metadata on a media player by a media player" would overcome the rejections under 35 U.S.C. § 101.

During the interview, the rejection of claims 1-12 under 35 U.S.C. § 103 in view of Ward (U.S. Patent 6,526,411) in view of Abajian (U.S. Pub. 2002/0099731) was generally discussed. The Examiner indicated that amending the claims to further define the "priorities" of metadata and "characteristic" of the audio content would distinguish the claims from the cited references. However, the Examiner indicated that a further search of the prior art would be required.

It is respectfully submitted that the instant STATEMENT OF THE SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§ 1.2, 1.133 and MPEP § 713.04.